

CITY OF LEWISTON

CITY COUNCIL

MAY 20, 1997

REGULAR MEETING HELD IN THE COUNCIL ROOM AT 7:00 P.M.

COUNCIL PRESIDENT FRANK J. KELLY, PRESIDING.

PRESENT: Councilors Kelly, Gray, Albert, Samson, Bilodeau, Putnam, City Administrator Robert J. Mulready, and City Clerk Gerald P. Berube.

ABSENT: Mayor John T. Jenkins and Councilor Lynch.

Pledge of Allegiance to the Flag.

Moment of Silence.

VOTE (1)

Motion by Councilor Bilodeau, seconded by Councilor Samson.

To dispense with the reading of the minutes of the meeting of May 5, 6, and 13, 1997, and to accept and place them on file as prepared by the City Clerk. Passed - Vote 6-0

VOTE (2)

Motion by Councilor Bilodeau, seconded by Councilor Samson.

To table until the meeting of June 3, 1997, the request to restrict parking on Brooks Avenue. Passed - Vote 6-0

VOTE (3)

Motion by Councilor Albert, seconded by Councilor Bilodeau:

To accept the recommendation of the Personnel Director and to amend the Personnel Policies pertaining to withdrawing from the Maine State Retirement System.

New employees may join either at the commencement of their employment, or on any of their date of hire anniversaries ~~the next 2 anniversaries of the commencement of their employment~~, as long as they are still employees of the participating local district and the district continues as a participating unit.

Employees who have previously withdrawn from the system may choose to rejoin after three (3) years of their withdrawal, as follows:

A. Repayment of the withdrawn amount after said
three (3) year period may not be repaid and:

B. Employees choosing this option are thereupon
recognized as new employees and thereby
relinquishing all prior membership service
time, and:

C. The district is still a participating local
district allowing new membership in the Maine
State Retirement System. This right to
rejoin shall be limited to one occurrence.

~~Sec. 2. Effective Date. This Act takes effect September~~
~~1, 1982.~~

~~The Lewiston City Council is hereby adopting the following~~
~~policy:~~

~~Eligible employees withdrawing from active participation~~
~~in the Maine State Retirement System or opting not to~~
~~participate after becoming eligible shall not be allowed~~
~~to substitute the City's contributing share into the~~
~~Retirement System, in full or in part, to any other~~
~~retirement program, benefit or purpose. This does not~~
~~affect the City's current participation in the Social~~
~~Security System.~~

NOTE: (Additions are underlined; deletions are ~~struck out~~).
Passed - Vote 6-0

A motion was made at this time to approve an amendment to
the Personnel Policies to allow the City Administrator to
act on request for reinstatement from employees who have
either resigned or retired on a case-by-case basis and after
a brief discussion the following action was taken.

VOTE (4)

Motion by Councilor Albert, seconded by Councilor Samson:

That the recommendation be amended by deleting the last
three words of the second paragraph "prior to hiring".
Passed - Vote 6-0

VOTE (5)

Motion by Councilor Bilodeau, seconded by Councilor Samson:

To accept the recommendation of the Personnel Director and
to approve an amendment to the Personnel Policy which will
allow employees who have retired to be reinstated under

certain circumstances.

Employees resigning/retiring but wishing to be reinstated may be reinstated at the discretion of the City Administrator. All such cases shall be determined on a case-by-case basis, none of which shall have any precedent value.

Retirements. The City Administrator shall make such reinstatement decisions based on the employee's unique skills and abilities deemed to be in the best interest of the City, and only in those situations where the employment of anyone else would diminish the effectiveness of the position being sought by the former employee, i.e. heavy equipment operator applying to be a trainer of heavy equipment operators. It is understood that such employees shall not be allowed to return to the position they held prior to retirement. It is equally understood that such reinstatements are only to occur in rare and unusual circumstances. NOTE: Whenever an employee is reinstated within one (1) year of retirement, the City Council will be notified.

NOTE: (Additions are underlined; deletions are ~~struck out~~).
Passed - Vote 6-0

VOTE (6)

Motion by Councilor Bilodeau, seconded by Councilor Albert:

To authorize the City Clerk to allow Doug & Sonia Taylor to use Kennedy Park between the hours of 6:00 P.M. and 8:00 P.M. on 10 Thursday evenings for gospel singing, testifying and giving out literature, subject to the following conditions:

1. Area to be kept properly cleaned by Doug & Sonia Taylor.
2. Security, satisfactory to the Police Chief, to be provided at the expense of Doug & Sonia Taylor.

Passed - Vote 6-0

VOTE (7)

Motion by Councilor Bilodeau, seconded by Councilor Samson:

To adjourn at 7:39 P.M. Passed - Vote 6-0

A true record, Attest:

Gerald P. Berube, CMC

CITY COUNCIL

MAY 20, 1997

City Clerk
Lewiston, Maine